IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 25583 of 2003

Between:

M.Kumar, S/o David, Epuru PACS, Epuru, Guntur District.

... PETITIONER

AND

1 The District Cooperative Officer, Guntur, Guntur District.
2 The Divisional Cooperative Officer, Narsaraopet, Guntur District.
3 The Epuru PACS, Epuru, Guntur District rep.by its Chairman/ PIC

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the impugned action of the respondents in not paying regular salaries of the petitioner at Rs.1500/- per month in the guise of implementing Section 116 C of the A.P.C.S.Act by not computing the amounts due to the society within the meaning of gross profit Under Section 116 C and thereby not paying salaries to the petitioner as was paid to him earlier and fixed by the society vide resolution dated 27-6-2001 which is highly illegal, arbitrary and violative of Art.14 and 21 of the Constitution of India

Counsel for the Petitioner: MR.G.V.SHIVAJI

Counsel for the Respondent No.3: MR.M.V.S.SURESH KUMAR FOR RVAK-3

Counsel for the Respondents 1 & 2: GP FOR COOPERATION

The Court made the following order:

ORDER:

The issue that arises in this writ petition is squarely covered by judgment of this Court in WPNo.3171 of 2003 and batch dated 30.08.2004.

Following the said judgment, the writ petition is dismissed, as the same is not maintainable. No costs.

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(V.ESWARAIAH, J)

August 30, 2004

Dsk/Bcj

To

1 The District Cooperative Officer, Guntur, Guntur District.
2 The Divisional Cooperative Officer, Narsaraopet, Guntur District.

3 Two CCs to GP For Co-operation, High Court Buildings, Hyderabad (OUT)

4 Two CD Copies